

1614 #
PATENT
Attorney Docket No. 175931
Client Reference No. E-167-1997/0-US-07
Date: March 28, 2006

In re Application of: Mitchell et al.
Application No. 09/424,519
Filed: March 3, 2000
For: THE USE OF A NITROXIDE OR A PRODRUG THEREOF IN THE PROPHYLACTIC AND THERAPEUTIC TREATMENT OF CANCER

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Transmitted herewith is a reply to office action in the subject application.

Small entity status is claimed for this application under 37 CFR 1.27.

Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.

Other: Genetics Home Reference: Li-Fraumeni Syndrome - definition (3 pgs.); Donehower, *Semin. Cancer Biol.*, 7(5): 269-278 (1996) (1 pg. Abst.); Hollstein et al., *Science*, 253: 49-53 (1991) (1 pg. Abst.); NINDS Ataxia Telangiectasia Information Page (3 pgs.); Jonveaux et al., *Cancer Genet. Cytogenet.*, 66(2): 128-129 (1993) (1 pg. Abst.); Copy of Declaration under 37 C.F.R. § 1.131 by James B. Mitchell submitted 2/18/03 (3 pgs.); Second Declaration under 37 C.F.R. § 1.132 of James B. Mitchell with references (Exhibit A; Vogelstein et al., *Trends Genet.*, 9: 138-141 (1993); and Weinberg, *Sci. Am.*, 275: 62-70 (1996)) and Return Postcard.

Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY	
TIME EXTENSION PETITION FEE					\$ 0.00		\$120.00	
subtract time extension fee previously paid					(\$ 0.00)		(\$ 0.00)	
CLAIM FEE	CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE	RATE	ADD'L CLAIM FEE
TOTAL	39	MINUS	42	= 0	x 25 =	\$	x 50 =	\$0.00
INDEPENDENT	4	MINUS	3	= 1	x 100 =	\$	x 200 =	\$200.00
<input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE CLAIM					+ 180 =	\$	+ 360 =	\$
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT					TOTAL	\$	TOTAL	\$320.00

The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.

Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

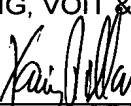
Any patent application processing fees under 37 CFR 1.17.

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Respectfully submitted,

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